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UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA

Case No.: ED Li 24-43

ORDER OF PRETRIAL DETENTION (18 U.S.C. §§ 3142(e), (i))

UNITED STATES OF AMERICA,

Plaintiff,

v.

Tames Seath, Jr.

Defendant.

A. () On motion of the Government in a case that involves:

a crime of violence, a violation of 18 U.S.C. § 1591, or an offense listed in 18 U.S.C. § 2332b(g)(5)(B) for which a maximum term of imprisonment of ten years or more is prescribed.

I.

- 2. () an offense for which the maximum sentence is life imprisonment or death.
- an offense for which a maximum term of imprisonment of ten
 years or more is prescribed in the Controlled Substances Act,
 the Controlled Substances Import and Export Act, or the
 Maritime Drug Law Enforcement Act.

() any felony if defendant has been convicted of two or more 4. 1 2 offenses described above, two or more state or local offenses 3 that would have been offenses described above if a circumstance giving rise to federal jurisdiction had existed, or a 4 5 combination of such offenses... () 6 5. any felony that is not otherwise a crime of violence that involves a minor victim, or that involves possession or use of a 7 8 firearm or destructive device or any other dangerous weapon, or 9 that involves a failure to register under 18 U.S.C § 2250. On motion (X) by the Government / () of the Court *sua sponte* in a case 10 B. that involves: 11 (1) 1. a serious risk defendant will flee. 12 13 2. a serious risk defendant will: 14 a. () obstruct or attempt to obstruct justice. 15 () threaten, injure or intimidate a prospective witness or b. juror, or attempt to do so. 16 The Government () is / (() is not entitled to a rebuttable presumption that 17 C. 18 no condition or combination of conditions will reasonably assure defendant's appearance as required and the safety or any person or the 19 20 community. 21 22 II. The Court finds that no condition or combination of conditions will 23 24 reasonably assure: the appearance of defendant as required. 25 A. the safety of any person or the community. 26 B.

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1	III.					
2		The Court has considered:				
3	A.	the nature and circumstances of the offense(s) charged;				
4	B.	the w	eight o	of the evidence against defendant;		
5	C.	the h	istory a	and characteristics of defendant; and		
6	D.	the nature and seriousness of the danger to any person or the community that				
7		woul	d be po	osed by defendant's release.		
8				IV.		
9		The Court has considered all the evidence proffered and presented at the				
10	heari	ng, the arguments and/or statements of counsel, and the Pretrial Services				
11	Repo	ort and recommendation.				
12				V_*		
13		The Court concludes:				
14	A.	(X)	Defer	ndant poses a serious flight risk based on:		
15			(1)	information in Pretrial Services Report and Recommendation		
16			(1)	other: Indictment		
17						
18						
19	B.	(\(\)	Defer	ndant poses a risk to the safety of other persons and the		
20		community based on:				
21			(X)	information in Pretrial Services Report and Recommendation		
22			(1)	other: Indoctment		
23						
24						
25	C.	()	A ser	ious risk exists that defendant will:		
26		1.	() ob	estruct or attempt to obstruct justice,		
27		2.	() th	reaten, injure, or intimidate a witness/juror, or attempt to do so,		
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1		based on:				
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5	D.	() Defendant has not rebutted by sufficient evidence to the contrary the				
6		presumption provided in 18 U.S.C. § 3142(e) that no condition or				
7		combination of conditions will reasonably assure the appearance of				
8		defendant as required.				
9	E.	() Defendant has not rebutted by sufficient evidence to the contrary the				
10		presumption provided in 18 U.S.C. § 3142(e) that no condition or				
11		combination of conditions will reasonably assure the safety of any				
12		other person and the community.				
13		VI.				
14	A.	IT IS THEREFORE ORDERED that defendant be detained prior to trial.				
15	B.	IT IS FURTHER ORDERED that defendant be committed to the custody of				
16		the Attorney General for confinement in a corrections facility separate, to the				
17		extent practicable, from persons awaiting or serving sentences or being held				
18		in custody pending appeal.				
19	C.	IT IS FURTHER ORDERED that defendant be afforded reasonable				
20		opportunity for private consultation with counsel.				
21	D.	IT IS FURTHER ORDERED that, on order of a Court of the United States				
22		or on request of an attorney for the Government, the person in charge of the				
23		corrections facility in which defendant is confined deliver defendant to a				
24		United States Marshal for the purpose of an appearance in connection with a				
25		court proceeding.				
26	DATED: March 6, 2024					
27	DAI	SHERI PYM				
28		United States Magistrate Judge				